

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

BEATRIZ GARCIA, individually and	§	
a/n/f of Sasha Garcia and Joseph Garcia	§	
minors, and ANTONIO JIMENEZ,	§	
	§	CIVIL ACTION NO.
<i>Plaintiffs,</i>	§	
	§	H: 15-cv-1493
v.	§	
	§	
	§	
ST. JOSEPH'S REGIONAL HEALTH	§	
CENTER, DANIEL D. DAWSON, AND	§	
ROLAND R. GARZA,	§	
<i>Defendants.</i>	§	

INDEX OF MATTERS FILED

Defendant, United States of America on behalf of federal defendant, Dr. Roland R.

Garza provides the following pursuant to Local Rule 81:

1. All executed process in the state case. (Attached);
2. All pleadings asserting causes of action, e.g. petitions, amended petitions, and all answers to such pleadings. (Attached);
3. All orders signed by the state court judge (Attached);
4. The docket sheet (Attached); and,

5. A list of all known counsel of record, including addresses, telephone numbers and parties represented (attached).

Respectfully submitted,

KENNETH MAGIDSON
United States Attorney

/s/ Fred T. Hinrichs

FRED T. HINRICHS
Assistant United States Attorney
Attorney in Charge
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Fred.Hinrichs@usdoj.gov
Attorney for Dr. Roland R. Garza

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing pleading was electronically served through the court's electronic filing system, or by U.S. Mail postage prepaid, on this 3rd day of June 2015, to the following counsel of record:

Michael J. Stanley
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/s/ Fred T. Hinrichs

Assistant U.S. Attorney



Select another
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In the 85TH DISTRICT COURT

Brazos County, Texas

Cause No. 15-000605-CV-85

BEATRIZ GARCIA INDIVIDUALLY AND A/N/F OF
SASHA GARCIA AND JOSEPH GARCIA, MINORS,
AND ANTONIO JIMENEZ VS. ST. JOSEPH'S
REGIONAL HEALTH CENTER, DANIEL D.
DAWSON AND ROLAND R. GARZA

Filed on 03/10/2015

Case Type: Civil Non-Family

Current Status: Filed

D

D Attorneys

St. Joseph'S Regional
Health Center

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P Attorneys

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HOUSTON, TEXAS 77056

Garcia, Sasha
Garcia, Joseph
Jimenez, Antonio

Hearings

09/18/2015 Friday

8:05am PULL FOR COURT
REVIEW

Events and Orders of the Court

05/20/2015 ORIGINAL ANSWER

05/11/2015 ANSWER

03/10/2015 Jury Trial Requested

03/10/2015 PLAINTIFF'S ORIGINAL PETITION

03/10/2015 \$FILE

Images

05/20/2015 ORIGINAL ANSWER
MDW/

05/11/2015 ANSWER
JS/DANIEL D DAWSON, MD

03/12/2015 DOCKET

03/10/2015 PLAINTIFF'S ORIGINAL PETITION
KLS/

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Filed 3/9/2015 5:33:56 PM
Marc Hamlin, District Clerk
Brazos County, Texas
Kresta Smith
Page 1 of 6

Cause No. 15-000605-CV-85

BEATRIZ GARCIA, individually and a/n/f of	§	
SASHA GARCIA and JOSEPH GARCIA, minors,	§	In the District Court of
and ANTONIO JIMENEZ	§	
Plaintiffs	§	
	§	Brazos County, Texas
vs.	§	
	§	
ST. JOSEPH'S REGIONAL HEALTH	§	_____ Judicial District
CENTER, DANIEL D. DAWSON and	§	
ROLAND R. GARZA	§	

PLAINTIFF'S ORIGINAL PETITION

BEATRIZ GARCIA, individually and as next friend of Sasha Garcia and Joseph Garcia, and ANTONIO JIMENEZ, Plaintiffs, complain of ST. JOSEPH'S REGIONAL HEALTH CENTER, DANIEL D. DAWSON, and ROLAND R. GARZA, Defendants, and would respectfully show as follows:

DISCOVERY CONTROL PLAN

1. Plaintiffs intend that discovery be conducted under a Level 3 Discovery Control Plan under Texas Rule of Civil Procedure 190.4, and seeks an order of the Court controlling discovery in this case.

PARTIES

2. Plaintiffs are BEATRIZ GARCIA, individually and as the natural guardian of her minor children, Sasha Garcia and Joseph Garcia, and her husband, ANTONIO JIMENEZ, each of whom reside in Hempstead, Waller County, Texas.
3. Defendant ST. JOSEPH REGIONAL HEALTH CENTER is a Texas corporation with its principal office in Bryan, Brazos County, Texas. It may be served with process through its

registered agent for service of process, Odette Bolano at 2801 Franciscan Dr., Bryan, Texas 77802.

4. Defendant DANIEL D. DAWSON is a physician licensed by the State of Texas who may be served with process at his place of business, 2900 E. 29th St., Bryan, Brazos County, Texas 77802.

5. Defendant ROLAND R. GARZA is a physician licensed by the State of Texas who may be served with process at 1905 Dove Crossing Lane, Navasota, Grimes County, Texas 77868.

JURISDICTION AND VENUE

6. This court has jurisdiction over this case pursuant to Article 5 § 8 of the Texas Constitution and Texas Government Code § 24.007. The Court further has jurisdiction because the Plaintiffs seek in excess of one million dollars, which amount exceeds the minimum jurisdictional limits of this Court.

7. Venue is proper because the events, acts and omissions giving rise to the claims herein occurred in Brazos County, Texas. In addition, the principal place of business of each of the Defendants is in Brazos County, Texas. Accordingly, venue is proper in Brazos County, Texas pursuant to Texas Civil Practice & Remedies Code §15.002(a)(1)-(3).

CONDITIONS PRECEDENT

8. All conditions precedent to the filing of this action have been satisfied, including but not limited to the requirements of Texas Civil Practice & Remedies Code § 74.051.

STATEMENT OF FACTS

9. This is a health care liability claim as defined by the Texas Civil Practice & Remedies Code § 74.001(a)(13). On the night of March 27, 2013 Plaintiff Beatriz Garcia was

admitted to St. Joseph Regional Health Center in Bryan, Texas for scheduled Cytotec induction of labor after an unremarkable prenatal course. Defendant Roland R. Garza, MD was the admitting physician in charge of labor and delivery, and Defendant Daniel D. Dawson, MD was an attending physician who provided post-delivery care. The nurses and other staff employed by St. Joseph Regional Health Center, including Mary Anne Cast, R.N., provided healthcare services to Ms. Garcia.

10. At 11:10 a.m. on March 28th, Ms. Garcia began to experience heavy vaginal bleeding. Although Dr. Garza was aware of the bleeding, no attempt was made to quantify an amount of the blood loss. A few moments later it was noted that there was increased bleeding. At 11:25 she delivered her baby followed by a large gush of blood. At this time nor at any time was there any attempt to quantify the amount of blood loss. After delivery she continued severe post-delivery bleeding for which only minimal remedial measures were undertaken. Despite her serious continuing blood loss, increasing heart rate, decreasing blood pressure for which no corrective measures were taken, Dr. Garza left the room leaving her alone with the hospital staff. Other than noting at 12:40 p.m. that Dr. Garza was needed back in the room, the hospital staff did not call for help from another physician, or activate any type of hemorrhage trauma protocol. When Dr. Garza returned, he realized that something more serious needed to be done, and he called in Dr. Dawson, an obstetrics and gynecology specialist. Dr. Dawson took no significant steps at care despite the fact that the patient's loss of blood was critical at this point. After fifteen minutes, Dr. Garza reevaluated Ms. Garcia and decided surgery was necessary. Despite Dr. Dawson's acknowledgement that she had severe bleeding, probably as a result of uterine atony, nothing meaningful was done to control the bleeding. By 1:30 p.m. some remedial steps were taken by Drs. Garza and Dawson, but they were ineffective. At approximately 2:40 p.m. an

emergency hysterectomy was begun. At approximately 2:59 p.m. Ms. Garcia “coded” the first time—her heart and respiratory systems failed—and she was revived several minutes later. She coded again, and was revived. At approximately 4:30 p.m. she was transferred to the intensive care unit.

11. As a result of this untreated blood loss she suffered multiple medical problems, including respiratory failure, cardiac failure, acute renal failure, and was required to have a hysterectomy, and contracted a severe wound infection which caused additional surgeries. Her kidneys have permanently failed and she requires dialysis multiple times weekly to stay alive.

NEGLIGENCE

12. Drs. Dawson and Garza are physicians licensed in the state of Texas, each of whom established a physician-patient relationship with the Plaintiff Beatriz Garcia. St. Joseph Regional Health Center is a hospital authorized to do business in the State of Texas, and is the employer of the nurses who provided healthcare to Ms. Garcia.

13. Dr. Dawson, Dr. Garza and the nurses and staff employed by St. Joseph’s Regional, each individually and collectively, had a duty to follow proper protocol in performing the delivery and in her post-delivery care, including the duty to assess the severity of the bleeding, to properly estimate the blood loss from the patient, to replace the blood loss with proper blood products, and to manage her consumptive coagulopathy as a result of the blood loss. The failure to perform, or the delay in performing these necessities is the direct and proximate cause of the injuries sustained by the Plaintiffs.

14. Dr. Garza breached the standard of care by the following acts and omissions: Failing to properly monitor Ms. Garcia for bleeding after the delivery, failing to properly and timely diagnose Ms. Garcia with severe hemorrhage after the delivery, failing to properly and

timely treat Ms. Garcia for hemorrhage after the delivery, failing to timely and properly respond to changes and, or deterioration in Ms. Garcia's condition after the delivery, and failing to timely refer to or consult with specialists regarding Ms. Garcia's condition after the delivery. These breaches are the direct and proximate cause of the injuries to the Plaintiffs.

15. Dr. Dawson breached the standard of care by the following acts and omissions: Failing to properly monitor Ms. Garcia for bleeding after the delivery, failing to properly and timely diagnose Ms. Garcia with severe hemorrhage after the delivery, failing to properly and timely treat Ms. Garcia for hemorrhage after the delivery, failing to timely and properly respond to changes and, or deterioration in Ms. Garcia's condition after the delivery. These breaches are the direct and proximate cause of the injuries to the Plaintiffs.

16. St. Joseph's Regional Health Center admitted Ms. Garcia for treatment. As a healthcare institution, it owed a duty of care to Ms. Garcia to provide adequate facilities and staff for treatment, and is liable for the negligent acts of its employees and agents, including but not limited to doctors, nurses, and staff. Through the negligence of its nurses and staff, St. Joseph Regional breached the standard of care by the following acts and omissions: Failing to properly monitor Ms. Garcia for bleeding after the delivery, failing to properly and timely report the amount of blood loss and the deteriorating condition of the patient; by failing to adequately train its employees for post-delivery hemorrhage, and to have the proper facilities to treat post-delivery hemorrhage, and in failing to implement proper procedures for delivery room command. These breaches are the direct and proximate cause of the injuries to the Plaintiffs.

DAMAGES

17. As a direct and proximate result of the actions of Dr. Dawson, Dr. Garza and St. Joseph's Regional Health Center, Plaintiffs have suffered and will continue to suffer serious and

permanent injuries and damages. Plaintiffs therefore seek from Defendants, jointly and severally, all damages as allowed by Texas law including but not limited to damages for lost income, past and future medical care, loss of society and companionship, past and future mental anguish, pain and suffering, and loss of earning capacity.

JURY DEMAND

18. Plaintiffs request a trial by jury and have tendered herewith the appropriate fee.

PRAYER

19. Wherefore, premises considered, Plaintiffs pray that the Defendants be cited to appear and answer herein, that after proper hearing the Plaintiffs have judgment against the Defendants for all damages, prejudgment interest, post-judgment interest, costs of Court, and such other and further relief, both general and special, in law and in equity, to which Plaintiffs may be justly entitled.

Respectfully submitted:

/s/ W. Shawn Staples
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ATTORNEYS FOR PLAINTIFF

Filed 5/20/2015 11:22:10 AM
Marc Hamlin, District Clerk
Brazos County, Texas
Michael Wersig

Cause No. 15-000605-CV-85

BEATRIZ GARCIA, individually and	§	IN THE DISTRICT COURT
a/n/f of SASHA GARCIA and JOSEPH	§	
GARCIA, minors, and ANTONIO	§	
JIMENEZ,	§	
Plaintiffs	§	
	§	BRAZOS COUNTY, TEXAS
V.	§	
	§	
ST. JOSEPH'S REGIONAL HEALTH	§	
CENTER, DANIEL D. DAWSON and	§	
ROLAND R. GARZA,	§	
Defendants	§	85 TH JUDICIAL DISTRICT

ORIGINAL ANSWER OF
DEFENDANT ST. JOSEPH'S REGIONAL HEALTH CENTER

TO THE HONORABLE COURT:

Defendant St. Joseph's Regional Health Center [sic] ("Defendant") files its Original Answer to Plaintiff's Original Petition and would respectfully show:

I.

Defendant denies generally each and every allegation in Plaintiff's Original Petition and demands strict proof by a preponderance of the evidence in accordance with the laws of the State of Texas.

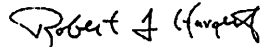
II.

Defendant's proper name is St. Joseph Regional Health Center.

WHEREFORE, Defendant St. Joseph's Regional Health Center [sic] requests judgment of the Court that Plaintiffs take nothing by their suit and that Defendant go hence with its costs without delay.

Respectfully submitted,

REED, CLAYMON, MEEKER & HARGETT, PLLC
5608 Parkcrest Dr., Suite 200
Austin, TX 78731
Phone: (512) 660-5960
Fax: (512) 660-5979



By: _____

Robert L. Hargett
State Bar No. 08996550
rhargett@rcmhlaw.com
Janice Byington
State Bar No. 24006938
jbyington@rcmhlaw.com

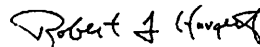
**ATTORNEYS FOR DEFENDANT
ST. JOSEPH REGIONAL HEALTH CENTER**

CERTIFICATE OF SERVICE

I certify that a true and correct copy of the above and foregoing instrument has been delivered to all counsel of record via the Court's electronic filing system or by facsimile on the 20th day of May, 2015.

W. Shawn Staples
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James R. Boston, Jr.
Gary Sommer
BOSTON & HUGHES, P.C.
8584 Katy Freeway, Suite 310
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Robert L. Hargett

Filed 5/7/2015 11:28:51 AM
Marc Hamlin, District Clerk
Brazos County, Texas
Jennifer Seanz

CAUSE NO. 15-000605-CV-85

BEATRIZ GARCIA, individually and a/n/f	§	IN THE DISTRICT COURT OF
of SASHA GARCIA and JOSEPH	§	
GARCIA, minors, and ANTONIO	§	
JIMENEZ	§	
<i>Plaintiffs,</i>	§	
	§	
v.	§	BRAZOS COUNTY, TEXAS
	§	
ST. JOSEPH'S REGIONAL HEALTH	§	
CENTER, DANIEL D. DAWSON AND	§	
ROLAND R. GARZA	§	
<i>Defendants.</i>	§	85TH JUDICIAL DISTRICT

DEFENDANT DANIEL D. DAWSON, M.D.'S
ORIGINAL ANSWER AND JURY DEMAND

TO THE HONORABLE JUDGE OF SAID COURT:

DANIEL D. DAWSON, M.D., Defendant in the above styled and numbered cause files his Original Answer and Jury Demand and would show unto the Court as follows:

I.

As is authorized by Rule 92 of the Texas Rules of Civil Procedure, Defendant **DANIEL D. DAWSON, M.D.**, generally denies each and every allegation contained in Plaintiff's Original Petition, and respectfully requests that Plaintiff be required to prove same by a preponderance of the evidence as is required by the Constitution and laws of the state of Texas.

II.

Defendant expressly invokes all damage limitations, provisions, and/or affirmative defenses to which he is legally entitled including, but not limited to, those authorized by Tex. Civ. Prac. & Rem. Code §§ 41.002, 41.003, 41.004, 41.006, 41.007, 41.008 and 41.012, § 74.301, § 74.302, § 74.303, 74.503, and the prejudgment interest limitation and/or provision authorized by Tex. Fin. Code § 304.003 to § 304.1045.

III.

Plaintiff avers compliance with Tex. Civ. Prac. & Rem. Code §74.051 and §74.052. However, Defendant reserves the right to challenge the adequacy of any pre-suit notice letter, medical authorization, and/or expert report provided pursuant to Chapter 74.

IV.

This defendant did not cause the plaintiffs alleged injuries and/or damages. Any and all alleged injuries and/or damages were solely and proximately caused by a new and independent cause and/or a superseding intervening cause separate and apart from anything Defendant **DANIEL D. DAWSON, M.D.**, did or did not do.

V.

Any and all alleged injuries and/or damages were caused, in whole or in part, by acts and/or omissions of third parties over which this Defendant had no control and/or should have had no control.

VI.

Defendant invokes that legal doctrine which permits him to submit issues against other entities which have paid monies in settlement of liability for this cause of action and/or take a credit for monies paid for the extinguishment of such liability. This pleading is directed at any settlement with entities who are presently parties to this action, entities who are not parties to this action and will not be made so, and entities who are not parties to this action but who will or may be added later as Defendants.

VII.

The incident made the basis of this suit was unavoidable and, therefore, not proximately caused by negligence.

VIII.

Any alleged injuries and/or damages resulted from, were produced and/or were caused, in whole or in part, by anatomical anomalies, injuries and/or illnesses over which this Defendant had no control and which constitute what is known in law as “an act of God.”

IX.

Defendant is entitled to the benefits of any percentage reduction, or direct credit, to be elected at the time of trial pursuant to the Tex. Civ. Prac. & Rem. Code.

X.

Plaintiff may only recover medical expenses that were actually “paid or incurred”. *See* Tex. Civ. Prac. & Rem. Code § 41.0105. Specifically, Plaintiff is not entitled to a damage award for medical bills for which no payment obligation exists and/or ever existed.

XI.

Any alleged non-economic damages are capped pursuant to Tex. Civ. Prac. & Rem. Code § 74.301.

XII.

Defendant reserves the right to designate a Responsible Third Party in accordance with Tex. Civ. Prac. & Rem. Code § 33.004.

XIII.

Defendant reserves the right to make periodic payments of any future damages including, but not limited to, medical, healthcare, custodial services, physical pain, mental anguish, disfigurement, physical impairment, loss of consortium, and loss of earnings. *See* Tex. Civ. Prac. & Rem. Code § 74.503.

XIV.

The joint and several liability provisions of Tex. Civ. Prac. & Rem. Code § 33.013 and/or of Texas common law are inappropriate, impermissible, and constitute taking property without due process of law in violation of the due process and/or due course of law provisions of the United States and Texas Constitutions. Moreover, the application of joint and several liability constitutes a constitutionally impermissible *ex post facto* law, and amounts to an excessive fine prohibited by the Eighth Amendment of the U.S. Constitution as applied to the states through the Fourteenth Amendment. Additionally, joint and several liability imparts liability that bares no reasonable relationship to actual damages caused or the degree of fault attributed to a Defendant by the trier of fact. It, therefore, constitutes an impermissible deprivation of property without due process and due course of law, thus violating the right to a trial by jury as guaranteed by the U.S. and Texas Constitutions. Finally, joint and several liability violates the open courts provision of the Texas Constitution in that damages imposed upon a Defendant are not determined by the trier of fact.

XV.

Awarding pre-judgment interest violates the Eighth Amendment of the U.S. Constitution as applied to the states by the Fourteenth Amendment. It constitutes an excessive fine imposed without fundamental due process and equal protection. Defendant invokes his rights under the Fifth, Eighth and Fourteenth Amendments to the U.S. Constitution and the equal protection, due process, and open courts provisions of the Texas Constitution, and respectfully requests that this Court disallow a pre-judgment interest award.

XVI.

Defendant hereby demands a jury trial and tenders the required fee.

XVII.

DISCLOSURE REQUEST

Pursuant to Texas Rule of Civil Procedure 194, Defendant **DANIEL D. DAWSON, M.D.** requests that Plaintiff disclose within 30 days of service of this request, the information and/or materials described in Rule 194.2.

WHEREFORE, PREMISES CONSIDERED, Defendant **DANIEL D. DAWSON, M.D.** respectfully prays that upon trial of this matter, judgment be entered that Plaintiff takes nothing and that Defendant be discharged with his costs incurred herein, and for such other and further relief to which he may show himself justly entitled.

Respectfully submitted,

BOSTON & HUGHES, P.C.

/s/ James R. Boston, Jr.

By: _____

JAMES R. BOSTON, JR.

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Facsimile: 713-965-0883

ATTORNEYS FOR DEFENDANT

DANIEL D. DAWSON, M.D.

CERTIFICATE OF SERVICE

Pursuant to Rules 21 and 21(a) of the Texas Rules of Civil Procedure, I hereby certify that a true and correct copy of Defendant **DANIEL D. DAWSON, M.D.'s Original Answer and Jury Demand** has been forwarded to counsel of record named below via e-filing and/or USPS – Certified RRR on this the 7th day of May, 2015.

Via E-File and USPS - Certified, RRR

Michael J. Stanley
W. Shawn Staples
7026 Old Katy Road, Suite 259
Houston, TX 77056

/s/ James R. Boston, Jr.

JAMES R. BOSTON, JR.

CIVIL CASE INFORMATION SHEET

15-000605-CV-85

CAUSE NUMBER (FOR CLERK USE ONLY): COURT (FOR CLERK USE ONLY):

STYLED

(e.g., John Smith v. All American Insurance Co.; In re Mary Ann Jones; In the Matter of the Estate of George Jackson)

A civil case information sheet must be completed and submitted when an original petition or application is filed to initiate a new civil, family law, probate, or mental health case or when a post-judgment petition for modification or motion for enforcement is filed in a family law case. The information should be the best available at the time of filing. This sheet, approved by the Texas Judicial Council, is intended to collect information that will be used for statistical purposes only. It neither replaces nor supplements the filings or service of pleading or other documents as required by law or rule. The sheet does not constitute a discovery request, response, or supplementation, and it is not admissible at trial.

1. Contact information for person completing case information sheet: Name: <u>W. SHAWN STAPLES</u> Email: <u>WSSSTAPLES@STANLEYLAW.COM</u> Address: <u>7026 OLD KATY RD #259</u> Telephone: <u>713-980-4381</u> City/State/Zip: <u>HOUSTON TX 77024</u> Fax: <u>713-980-1179</u> Signature: <u>[Signature]</u> State Bar No: <u>00788459</u>		Names of parties in case: Plaintiff(s)/Petitioner(s): <u>BEATRIZ GARCIA</u> <u>ANTONIO JIMENEZ</u> Defendant(s)/Respondent(s): <u>ST. JOSEPH REGIONAL</u> <u>DANIEL J. DAWSON</u> <u>ROLAND R. GARZA</u> (Attach additional page as necessary to list all parties)		Person or entity completing sheet is: <input checked="" type="checkbox"/> Attorney for Plaintiff/Petitioner <input type="checkbox"/> Pro Se Plaintiff/Petitioner <input type="checkbox"/> Title IV-D Agency <input type="checkbox"/> Other: _____ Additional Parties in Child Support Case: Custodial Parent: _____ Non-Custodial Parent: _____ Presumed Father: _____								
2. Indicate case type, or identify the most important issue in the case (select only):												
Civil <table border="1"> <tr> <td> Contract <input type="checkbox"/> Debu/Contract <input type="checkbox"/> Consumer/DTPA <input type="checkbox"/> Debu/Contract <input type="checkbox"/> Fraud/Misrepresentation <input type="checkbox"/> Other Debu/Contract: Foreclosure <input type="checkbox"/> Home Equity—Expedited <input type="checkbox"/> Other Foreclosure <input type="checkbox"/> Franchise <input type="checkbox"/> Insurance <input type="checkbox"/> Landlord/Tenant <input type="checkbox"/> Non-Competition <input type="checkbox"/> Partnership <input type="checkbox"/> Other Contract: </td> <td> Injury or Damage <input type="checkbox"/> Assault/Battery <input type="checkbox"/> Construction <input type="checkbox"/> Defamation <input type="checkbox"/> Malpractice <input type="checkbox"/> Accounting <input type="checkbox"/> Legal <input checked="" type="checkbox"/> Medical <input type="checkbox"/> Other Professional Liability: <input type="checkbox"/> Motor Vehicle Accident <input type="checkbox"/> Premises <input type="checkbox"/> Product Liability <input type="checkbox"/> Asbestos/Silica <input type="checkbox"/> Other Product Liability List Product: _____ <input type="checkbox"/> Other Injury or Damage: </td> <td> Real Property <input type="checkbox"/> Eminent Domain/Condemnation <input type="checkbox"/> Partition <input type="checkbox"/> Quiet Title <input type="checkbox"/> Trespass to Try Title <input type="checkbox"/> Other Property: Related to Criminal Matters <input type="checkbox"/> Expunction <input type="checkbox"/> Judgment Nisi <input type="checkbox"/> Non-Disclosure <input type="checkbox"/> Seizure/Forfeiture <input type="checkbox"/> Writ of Habeas Corpus—Pro-Indictment <input type="checkbox"/> Other: </td> </tr> </table>			Contract <input type="checkbox"/> Debu/Contract <input type="checkbox"/> Consumer/DTPA <input type="checkbox"/> Debu/Contract <input type="checkbox"/> Fraud/Misrepresentation <input type="checkbox"/> Other Debu/Contract: Foreclosure <input type="checkbox"/> Home Equity—Expedited <input type="checkbox"/> Other Foreclosure <input type="checkbox"/> Franchise <input type="checkbox"/> Insurance <input type="checkbox"/> Landlord/Tenant <input type="checkbox"/> Non-Competition <input type="checkbox"/> Partnership <input type="checkbox"/> Other Contract:	Injury or Damage <input type="checkbox"/> Assault/Battery <input type="checkbox"/> Construction <input type="checkbox"/> Defamation <input type="checkbox"/> Malpractice <input type="checkbox"/> Accounting <input type="checkbox"/> Legal <input checked="" type="checkbox"/> Medical <input type="checkbox"/> Other Professional Liability: <input type="checkbox"/> Motor Vehicle Accident <input type="checkbox"/> Premises <input type="checkbox"/> Product Liability <input type="checkbox"/> Asbestos/Silica <input type="checkbox"/> Other Product Liability List Product: _____ <input type="checkbox"/> Other Injury or Damage:	Real Property <input type="checkbox"/> Eminent Domain/Condemnation <input type="checkbox"/> Partition <input type="checkbox"/> Quiet Title <input type="checkbox"/> Trespass to Try Title <input type="checkbox"/> Other Property: Related to Criminal Matters <input type="checkbox"/> Expunction <input type="checkbox"/> Judgment Nisi <input type="checkbox"/> Non-Disclosure <input type="checkbox"/> Seizure/Forfeiture <input type="checkbox"/> Writ of Habeas Corpus—Pro-Indictment <input type="checkbox"/> Other:	Family Law <table border="1"> <tr> <td> Marriage Relationship <input type="checkbox"/> Annulment <input type="checkbox"/> Declare Marriage Void Divorce <input type="checkbox"/> With Children <input type="checkbox"/> No Children </td> <td> Post-Judgment Actions (non-Title IV-D) <input type="checkbox"/> Enforcement <input type="checkbox"/> Modification—Custody <input type="checkbox"/> Modification—Other Title IV-D <input type="checkbox"/> Enforcement/Modification <input type="checkbox"/> Paternity <input type="checkbox"/> Reciprocity (UIFSA) <input type="checkbox"/> Support Order </td> </tr> <tr> <td> Other Family Law <input type="checkbox"/> Enforce Foreign Judgment <input type="checkbox"/> Habeas Corpus <input type="checkbox"/> Name Change <input type="checkbox"/> Protective Order <input type="checkbox"/> Removal of Disabilities of Minority <input type="checkbox"/> Other: </td> <td> Parent-Child Relationship <input type="checkbox"/> Adoption/Adoption with Termination <input type="checkbox"/> Child Protection <input type="checkbox"/> Child Support <input type="checkbox"/> Custody or Visitation <input type="checkbox"/> Gestational Parenting <input type="checkbox"/> Grandparent Access <input type="checkbox"/> Percentage/Paternity <input type="checkbox"/> Termination of Parental Rights <input type="checkbox"/> Other Parent-Child: </td> </tr> </table>			Marriage Relationship <input type="checkbox"/> Annulment <input type="checkbox"/> Declare Marriage Void Divorce <input type="checkbox"/> With Children <input type="checkbox"/> No Children	Post-Judgment Actions (non-Title IV-D) <input type="checkbox"/> Enforcement <input type="checkbox"/> Modification—Custody <input type="checkbox"/> Modification—Other Title IV-D <input type="checkbox"/> Enforcement/Modification <input type="checkbox"/> Paternity <input type="checkbox"/> Reciprocity (UIFSA) <input type="checkbox"/> Support Order	Other Family Law <input type="checkbox"/> Enforce Foreign Judgment <input type="checkbox"/> Habeas Corpus <input type="checkbox"/> Name Change <input type="checkbox"/> Protective Order <input type="checkbox"/> Removal of Disabilities of Minority <input type="checkbox"/> Other:	Parent-Child Relationship <input type="checkbox"/> Adoption/Adoption with Termination <input type="checkbox"/> Child Protection <input type="checkbox"/> Child Support <input type="checkbox"/> Custody or Visitation <input type="checkbox"/> Gestational Parenting <input type="checkbox"/> Grandparent Access <input type="checkbox"/> Percentage/Paternity <input type="checkbox"/> Termination of Parental Rights <input type="checkbox"/> Other Parent-Child:
Contract <input type="checkbox"/> Debu/Contract <input type="checkbox"/> Consumer/DTPA <input type="checkbox"/> Debu/Contract <input type="checkbox"/> Fraud/Misrepresentation <input type="checkbox"/> Other Debu/Contract: Foreclosure <input type="checkbox"/> Home Equity—Expedited <input type="checkbox"/> Other Foreclosure <input type="checkbox"/> Franchise <input type="checkbox"/> Insurance <input type="checkbox"/> Landlord/Tenant <input type="checkbox"/> Non-Competition <input type="checkbox"/> Partnership <input type="checkbox"/> Other Contract:	Injury or Damage <input type="checkbox"/> Assault/Battery <input type="checkbox"/> Construction <input type="checkbox"/> Defamation <input type="checkbox"/> Malpractice <input type="checkbox"/> Accounting <input type="checkbox"/> Legal <input checked="" type="checkbox"/> Medical <input type="checkbox"/> Other Professional Liability: <input type="checkbox"/> Motor Vehicle Accident <input type="checkbox"/> Premises <input type="checkbox"/> Product Liability <input type="checkbox"/> Asbestos/Silica <input type="checkbox"/> Other Product Liability List Product: _____ <input type="checkbox"/> Other Injury or Damage:	Real Property <input type="checkbox"/> Eminent Domain/Condemnation <input type="checkbox"/> Partition <input type="checkbox"/> Quiet Title <input type="checkbox"/> Trespass to Try Title <input type="checkbox"/> Other Property: Related to Criminal Matters <input type="checkbox"/> Expunction <input type="checkbox"/> Judgment Nisi <input type="checkbox"/> Non-Disclosure <input type="checkbox"/> Seizure/Forfeiture <input type="checkbox"/> Writ of Habeas Corpus—Pro-Indictment <input type="checkbox"/> Other:										
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Other Family Law <input type="checkbox"/> Enforce Foreign Judgment <input type="checkbox"/> Habeas Corpus <input type="checkbox"/> Name Change <input type="checkbox"/> Protective Order <input type="checkbox"/> Removal of Disabilities of Minority <input type="checkbox"/> Other:	Parent-Child Relationship <input type="checkbox"/> Adoption/Adoption with Termination <input type="checkbox"/> Child Protection <input type="checkbox"/> Child Support <input type="checkbox"/> Custody or Visitation <input type="checkbox"/> Gestational Parenting <input type="checkbox"/> Grandparent Access <input type="checkbox"/> Percentage/Paternity <input type="checkbox"/> Termination of Parental Rights <input type="checkbox"/> Other Parent-Child:											
Employment <input type="checkbox"/> Discrimination <input type="checkbox"/> Retaliation <input type="checkbox"/> Termination <input type="checkbox"/> Workers' Compensation <input type="checkbox"/> Other Employment:			Other Civil <input type="checkbox"/> Administrative Appeal <input type="checkbox"/> Antitrust/Unfair Competition <input type="checkbox"/> Code Violations <input type="checkbox"/> Foreign Judgment <input type="checkbox"/> Intellectual Property <input type="checkbox"/> Lawyer Discipline <input type="checkbox"/> Perpetuate Testimony <input type="checkbox"/> Securities/Stock <input type="checkbox"/> Tortious Interference <input type="checkbox"/> Other:									
Probate & Mental Health <table border="1"> <tr> <td> Tax <input type="checkbox"/> Tax Appraisal <input type="checkbox"/> Tax Delinquency <input type="checkbox"/> Other Tax </td> <td> Probate/Wills/Intestate Administration <input type="checkbox"/> Dependent Administration <input type="checkbox"/> Independent Administration <input type="checkbox"/> Other Estate Proceedings </td> <td> <input type="checkbox"/> Guardianship—Adult <input type="checkbox"/> Guardianship—Minor <input type="checkbox"/> Mental Health <input type="checkbox"/> Other: </td> </tr> </table>						Tax <input type="checkbox"/> Tax Appraisal <input type="checkbox"/> Tax Delinquency <input type="checkbox"/> Other Tax	Probate/Wills/Intestate Administration <input type="checkbox"/> Dependent Administration <input type="checkbox"/> Independent Administration <input type="checkbox"/> Other Estate Proceedings	<input type="checkbox"/> Guardianship—Adult <input type="checkbox"/> Guardianship—Minor <input type="checkbox"/> Mental Health <input type="checkbox"/> Other:				
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3. Indicate procedure or remedy, if applicable (may select more than 1): <table border="1"> <tr> <td> <input type="checkbox"/> Appeal from Municipal or Justice Court <input type="checkbox"/> Arbitration-related <input type="checkbox"/> Attachment <input type="checkbox"/> Bill of Review <input type="checkbox"/> Certiorari <input type="checkbox"/> Class Action </td> <td> <input type="checkbox"/> Declaratory Judgment <input type="checkbox"/> Garnishment <input type="checkbox"/> Interpleader <input type="checkbox"/> License <input type="checkbox"/> Mandamus <input type="checkbox"/> Post-judgment </td> <td> <input type="checkbox"/> Prejudgment Remedy <input type="checkbox"/> Protective Order <input type="checkbox"/> Receiver <input type="checkbox"/> Sequestration <input type="checkbox"/> Temporary Restraining Order/Injunction <input type="checkbox"/> Turnover </td> </tr> </table>						<input type="checkbox"/> Appeal from Municipal or Justice Court <input type="checkbox"/> Arbitration-related <input type="checkbox"/> Attachment <input type="checkbox"/> Bill of Review <input type="checkbox"/> Certiorari <input type="checkbox"/> Class Action	<input type="checkbox"/> Declaratory Judgment <input type="checkbox"/> Garnishment <input type="checkbox"/> Interpleader <input type="checkbox"/> License <input type="checkbox"/> Mandamus <input type="checkbox"/> Post-judgment	<input type="checkbox"/> Prejudgment Remedy <input type="checkbox"/> Protective Order <input type="checkbox"/> Receiver <input type="checkbox"/> Sequestration <input type="checkbox"/> Temporary Restraining Order/Injunction <input type="checkbox"/> Turnover				
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Filed 3/26/2015 9:47:36 AM
Marc Hamlin, District Clerk
Brazos County, Texas
Krosta Smith
Page 1 of 1

Stanley,
Frank & Rose
LLP

7026 Old Katy Road, Suite 259
Houston, Texas 77024
713.980.4381 telephone
713.980.1179 facsimile

March 25, 2015

Via Prodoc

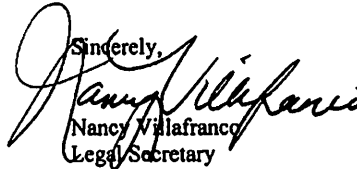
Brazos County District Clerk
300 E, 26th Street
Suite 1200
Bryan, Texas 77802

**RE: C/N 15-000605-CV-85; *Beatriz Garcia, et al. v. St. Joseph Regional Health, et al.*; In
the District Court of Brazos County, Texas**

Dear Clerk of the Court:

Enclosed for filing is request for citations that have already been paid on envelope
number 4429492.

Should you have any questions, please feel free to call our office.

Sincerely,

Nancy Vilafranco
Legal Secretary

/nv
enclosure

Filed 3/26/2015 9:47:36 AM
Marc Hamlin, District Clerk
Brazos County, Texas
Kresta Smith
Page 1 of 1

Brazos County



Marc Hamlin
District Clerk

300 E. 26th St., Suite 216
Bryan TX 77803
(979) 361-4230-4240

ISSUANCE OF PROCESS INSTRUCTIONS

Cause Number: 15-000605-CV-85

Please issue the following type of process:

- ☒ Citation ☐ Citation by Publication ☐ Citation by Posting
☐ Writ of Sequestration ☐ Writ of Garnishment ☐ Writ of Attachment
☐ Subpoena-Civil ☐ Subpoena-Criminal ☐ Bill of Cost

Requesting Party's Name, Address and Phone Number:

William Shawristaples
7026 Old County Rd, Ste 259
Houston, TX 77024
713-980-4381

Name and Address of person to be served:

St. Joseph Regional Healthcare c/o Odette Boliano
2801 Franciscan Dr.
Bryan, Texas 77802

Please check one:

- ☐ Attorney/Runner will pick up (Put in Runners Box)
☐ Process Server will pick up (Put in Runners Box)
☒ Mail to Attorney's Office/Requesting Party
☐ Forward to Sheriff's Office
☐ Serve by Certified Mail

The Brazos County District Clerk's Office cannot issue any process until the above information is provided and the correct fees have been paid.

Filed 3/26/2016 9:47:38 AM
Marc Hamlin, District Clerk
Brazos County, Texas
Kresta Smith
Page 1 of 1

Brazos County



Marc Hamlin
District Clerk

300 E. 26th St., Suite 216
Bryan TX 77803
(979) 361-4230-4240

ISSUANCE OF PROCESS INSTRUCTIONS

Cause Number: 15-0001205-01-15

Please issue the following type of process:

- ☒ Citation ☐ Citation by Publication ☐ Citation by Posting
☐ Writ of Sequestration ☐ Writ of Garnishment ☐ Writ of Attachment
☐ Subpoena-Civil ☐ Subpoena-Criminal ☐ Bill of Cost

Requesting Party's Name, Address and Phone Number:

William Shawn Staples
7026 Old Katy Rd, 259
Houston, TX 77024

Name and Address of person to be served:

Daniel D. Dawson
2900 E. 29th St.
Bryan, Texas 77802

Please check one:

- ☐ Attorney/Runner will pick up (Put in Runners Box)
☐ Process Server will pick up (Put in Runners Box)
☒ Mail to Attorney's Office/Requesting Party
☐ Forward to Sheriff's Office
☐ Serve by Certified Mail

The Brazos County District Clerk's Office cannot issue any process until the above information is provided and the correct fees have been paid.

Filed 3/26/2015 9:47:36 AM
Marc Hamlin, District Clerk
Brazos County, Texas
Kresta Smith
Page 1 of 1

Brazos County



Marc Hamlin
District Clerk

300 E. 26th St., Suite 216
Bryan TX 77803
(979) 361-4230-4240

ISSUANCE OF PROCESS INSTRUCTIONS

Cause Number: 15-000605-CU-85

Please issue the following type of process:

- ☒ Citation ☐ Citation by Publication ☐ Citation by Posting
☐ Writ of Sequestration ☐ Writ of Garnishment ☐ Writ of Attachment
☐ Subpoena-Civil ☐ Subpoena-Criminal ☐ Bill of Cost

Requesting Party's Name, Address and Phone Number:

William Shawn Staples
7626 Old Katy Rd. 259
Houston, TX 77024

Name and Address of person to be served:

Rolando R. Garza
1905 Dove Crossing Lane
Navasota, Texas 77868

Please check one:

- ☐ Attorney/Runner will pick up (Put in Runners Box)
☐ Process Server will pick up (Put in Runners Box)
☒ Mail to Attorney's Office/Requesting Party
☐ Forward to Sheriff's Office
☐ Serve by Certified Mail

The Brazos County District Clerk's Office cannot issue any process until the above information is provided and the correct fees have been paid.

CLERK OF THE COURT
 Marc Hamlin
 300 East 26th Street, Suite 1200
 Bryan, TX 77803

ATTORNEY FOR PLAINTIFF
 STAPLES, WILLIAM SHAWN
 7026 OLD KATY ROAD, STE. 259
 HOUSTON, TX 77024

THE STATE OF TEXAS

CITATION

NOTICE TO THE DEFENDANT: "You have been sued. You may employ an attorney. If you or your attorney do not file a written answer with the clerk who issued this citation by 10:00 a.m. on the Monday next following the expiration of twenty days after you were served this citation and petition, a default judgment may be taken against you."

TO St. Joseph Regional Healthcare c/o Odette Bolano who may be served at 2801 Franciscan Dr., Bryan, Texas 77802 Defendant,

Greeting:

You are hereby commanded to appear by filing a written answer to the Plaintiff's Original Petition at or before ten o'clock A.M. of the Monday next after the expiration of twenty days after the date of service of this citation before the Honorable 85th District Court of Brazos County, Texas at the Courthouse of said County in Bryan, Texas. Said Petition was filed on the 9th day of March A.D. 2015, in the case, numbered 15-000605-CV-85 on the docket of said court, and styled,

Beatriz Garcia, Individually and a/n/f of Sasha Garcia and Joseph Garcia, Minors, and Antonio Jimenez
Plaintiffs

VS.

St. Joseph's Regional Health Center, Daniel D. Dawson and Roland R. Garza Defendants

The nature of Plaintiff's demand is fully shown by a true and correct copy of the Plaintiff's Original Petition accompanying this citation and made a part thereof.

The officer executing the writ shall promptly serve the same according to requirements of the law, and the mandates thereof, and make due return as the law directs.

Issued and given under my hand and sealed of said Court at office, this the 27th day of March, 2015

Marc Hamlin
 Clerk of Brazos County, Texas
 By [Signature] Deputy

OFFICER'S RETURN

Came to hand on the _____ day of _____, 20____, at _____ o'clock ____M.
 Executed at _____, within the County of _____ at _____ o'clock ____M. on the
 _____ day of _____, 20____, by delivering to the within
 named _____

_____ each, in person, a true copy of this citation together with the accompanying copy of the petition, having first attached such copy of such petition to such copy of citation and endorsed on such copy of citation the date of delivery.

Total fee for serving this citation _____

Sheriff Account

To certify which witness my hand officially.

No. _____

For Clerk's Use

Taxed _____
 Returned Record _____

Sheriff of _____ County, Texas
 By _____ Deputy

CLERK OF THE COURT
 Marc Hamlin
 300 East 26th Street, Suite 1200
 Bryan, TX 77803

ATTORNEY FOR PLAINTIFF
 STAPLES, WILLIAM SHAWN
 7026 OLD KATY ROAD, STE. 259
 HOUSTON, TX 77024

THE STATE OF TEXAS

CITATION

NOTICE TO THE DEFENDANT: "You have been sued. You may employ an attorney. If you or your attorney do not file a written answer with the clerk who issued this citation by 10:00 a.m. on the Monday next following the expiration of twenty days after you were served this citation and petition, a default judgment may be taken against you."

TO Daniel D. Dawson who may be served at 2900 E. 29th St., Bryan, Texas 77802 Defendant,
 Greeting:

You are hereby commanded to appear by filing a written answer to the Plaintiff's Original Petition at or before ten o'clock A.M. of the Monday next after the expiration of twenty days after the date of service of this citation before the Honorable 85th District Court of Brazos County, Texas at the Courthouse of said County in Bryan, Texas. Said Petition was filed on the 9th day of March A.D. 2015, in the case, numbered 15-000605-CV-85 on the docket of said court, and styled,

Beatriz Garcia, Individually and a/n/f of Sasha Garcia and Joseph Garcia, Minors, and Antonio Jimenez
 Plaintiffs

VS.

St. Joseph's Regional Health Center, Daniel D. Dawson and Roland R. Garza Defendants

The nature of Plaintiff's demand is fully shown by a true and correct copy of the Plaintiff's Original Petition accompanying this citation and made a part thereof.

The officer executing the writ shall promptly serve the same according to requirements of the law, and the mandates thereof, and make due return as the law directs.

Issued and given under my hand and sealed of said Court at office, this the 27th day of March, 2015

Marc Hamlin
 Clerk of Brazos County, Texas
 By [Signature] Deputy

OFFICER'S RETURN

Came to hand on the _____ day of _____, 20____, at _____ o'clock _____ M.
 Executed at _____, within the County of _____ at _____ o'clock _____ M. on the
 _____ day of _____, 20____, by delivering to the within
 named _____
 _____ each, in person, a true copy of this citation together with the accompanying copy of the petition,
 having first attached such copy of such petition to such copy of citation and endorsed on such copy of citation the
 date of delivery.

Total fee for serving this citation _____

Sheriff Account

To certify which witness my hand officially.

No. _____

For Clerk's Use

Taxed _____
 Returned Record _____

Sheriff of _____ County, Texas
 By _____ Deputy

CLERK OF THE COURT

Marc Hamlin
300 East 26th Street, Suite 1200
Bryan, TX 77803

ATTORNEY FOR PLAINTIFF

STAPLES, WILLIAM SHAWN
7026 OLD KATY ROAD, STE. 259
HOUSTON, TX 77024

THE STATE OF TEXAS

CITATION

NOTICE TO THE DEFENDANT: "You have been sued. You may employ an attorney. If you or your attorney do not file a written answer with the clerk who issued this citation by 10:00 a.m. on the Monday next following the expiration of twenty days after you were served this citation and petition, a default judgment may be taken against you."

TO Roland R. Garza who may be served at 1905 Dove Crossing Lane, Navasota, Texas 77868 Defendant,
Greeting:

You are hereby commanded to appear by filing a written answer to the Plaintiff's Original Petition at or before ten o'clock A.M. of the Monday next after the expiration of twenty days after the date of service of this citation before the Honorable 85th District Court of Brazos County, Texas at the Courthouse of said County in Bryan, Texas. Said Petition was filed on the 9th day of March A.D. 2015, in the case, numbered 15-000605-CV-85 on the docket of said court, and styled,

Beatriz Garcia, Individually and a/n/f of Sasha Garcia and Joseph Garcia, Minors, and Antonio Jimenez
Plaintiffs

VS.

St. Joseph's Regional Health Center, Daniel D. Dawson and Roland R. Garza Defendants

The nature of Plaintiff's demand is fully shown by a true and correct copy of the Plaintiff's Original Petition accompanying this citation and made a part thereof.

The officer executing the writ shall promptly serve the same according to requirements of the law, and the mandates thereof, and make due return as the law directs.

Issued and given under my hand and sealed of said Court at office, this the 27th day of March, 2015

Marc Hamlin
Clerk of Brazos County, Texas
By [Signature] Deputy

OFFICER'S RETURN

Came to hand on the _____ day of _____, 20____, at _____ o'clock ____ M.
Executed at _____, within the County of _____ at _____ o'clock ____ M. on the
_____ day of _____, 20____, by delivering to the within
named _____

_____ each, in person, a true copy of this citation together with the accompanying copy of the petition,
having first attached such copy of such petition to such copy of citation and endorsed on such copy of citation the
date of delivery.

Total fee for serving this citation _____

Sheriff Account

To certify which witness my hand officially.

No. _____

For Clerk's Use

Taxed _____
Returned Record _____

Sheriff of _____ County, Texas
By _____ Deputy



Marc Hamlin
District Clerk
Brazos County
300 E. 26th St., Suite 1200
Bryan, Texas 77803
Official Business
RETURN SERVICE REQUESTED

WILLIAM SHAWN STAPLES
7026 OLD KATY ROAD, STE. 259
HOUSTON, TEXAS 77024

Filed 4/10/2015 3:47:27 PM
Marc Hamlin, District Clerk
Brazos County, Texas
Kayla Johnson

Brazos County



Marc Hamlin
District Clerk

300 E. 26th St., Suite 216
Bryan TX 77803
(979) 361-4230-4240

ISSUANCE OF PROCESS INSTRUCTIONS

Cause Number: 15-000605-cv-85

Please issue the following type of process:

- ☒ Citation ☐ Citation by Publication ☐ Citation by Posting
☐ Writ of Sequestration ☐ Writ of Garnishment ☐ Writ of Attachment
☐ Subpoena-Civil ☐ Subpoena-Criminal ☐ Bill of Cost

Requesting Party's Name, Address and Phone Number:

W. Shawn Staples

Stanley, Frank & Rose

7026 Old Katy Rd., Ste 259, Houston, Tx 77024

Name and Address of person to be served:

St. Joseph Regional Health Center

CT Corporation System

1999 Bryant St., Ste 900, Dallas, Tx 75201

Please check one:

- ☐ Attorney/Runner will pick up (Put in Runners Box)
☐ Process Server will pick up (Put in Runners Box)
☒ Mail to Attorney's Office/Requesting Party
☐ Forward to Sheriff's Office
☐ Serve by Certified Mail

The Brazos County District Clerk's Office cannot issue any process until the above information is provided and the correct fees have been paid.

CLERK OF THE COURT

Marc Hamlin
300 East 26th Street, Suite 1200
Bryan, TX 77803

ATTORNEY FOR PLAINTIFF

STAPLES, W. SHAWN
7026 OLD KATY ROAD STE 256
HOUSTON, TEXAS 77056

THE STATE OF TEXAS

CITATION

NOTICE TO THE DEFENDANT: "You have been sued. You may employ an attorney. If you or your attorney do not file a written answer with the clerk who issued this citation by 10:00 a.m. on the Monday next following the expiration of twenty days after you were served this citation and petition, a default judgment may be taken against you."

TO St. Joseph's Regional Health Center who may be served through CT Corporation System at 1999 Bryant St., Ste 900, Dallas, Texas 75201 Defendant,

Greeting:

You are hereby commanded to appear by filing a written answer to the Plaintiff's Original Petition at or before ten o'clock A.M. of the Monday next after the expiration of twenty days after the date of service of this citation before the Honorable 85th District Court of Brazos County, Texas at the Courthouse of said County in Bryan, Texas. Said Petition was filed on the 9th day of March A.D. 2015, in the case, numbered 15-000605-CV-85 on the docket of said court, and styled,

Beatriz Garcia, individually and a/n/f of Sasha Garcia and Joseph Garcia Minors, and Antonio Jimenez Plaintiff

VS.

St. Joseph's Regional Health Center, Daniel D. Dawson and Roland R. Garza Defendants

The nature of Plaintiff's demand is fully shown by a true and correct copy of Plaintiff's Original Petition accompanying this citation and made a part thereof.

The officer executing the writ shall promptly serve the same according to requirements of the law, and the mandates thereof, and make due return as the law directs.

Issued and given under my hand and sealed of said Court at office, this the 14th day of April, 2015

Marc Hamlin

Clerk of Brazos County, Texas

By Kayla Johnson Deputy

OFFICER'S RETURN

Came to hand on the _____ day of _____, 20____, at _____ o'clock _____.M.
Executed at _____, within the County of _____ at _____ o'clock
_____.M. on the _____ day of _____, 20____, by delivering to the within
named _____

_____ each, in person, a true copy of this citation together with the accompanying
copy of the petition, having first attached such copy of such petition to such copy of citation and endorsed
on such copy of citation the date of delivery.

Total fee for serving this citation _____

To certify which witness my hand officially.

Sheriff Account

No. _____

For Clerk's Use

Taxed _____

Returned Record _____

Sheriff of _____ County, Texas
By _____ Deputy



Marc Hamlin

District Clerk

Brazos County

300 E. 26th St., Suite 1200

Bryan, Texas 77803

Official Business

RETURN SERVICE REQUESTED

STAPLES, W. SHAWN
HOUSTON, TEXAS 77056
7026 OLD KATY ROAD STE 2

Filed 4/30/2015 2:38:15 PM
 Marc Hamlin, District Clerk
 Brazos County, Texas
 Krista Smith
 Page 1 of 2

04 65 136

CLERK OF THE COURT

Marc Hamlin
 300 East 26th Street, Suite 1200
 Bryan, TX 77803

ATTORNEY FOR PLAINTIFF

STAPLES, WILLIAM SHAWN
 7026 OLD KATY ROAD, STE. 259
 HOUSTON, TX 77024

THE STATE OF TEXAS

CITATION

NOTICE TO THE DEFENDANT: "You have been sued. You may employ an attorney. If you or your attorney do not file a written answer with the clerk who issued this citation by 10:00 a.m. on the Monday next following the expiration of twenty days after you were served this citation and petition, a default judgment may be taken against you."

TO Roland R. Garza who may be served at 1905 Dove Crossing Lane, Navasota, Texas 77868 Defendant,
 Greeting:

You are hereby commanded to appear by filing a written answer to the Plaintiff's Original Petition at or before ten o'clock A.M. of the Monday next after the expiration of twenty days after the date of service of this citation before the Honorable 85th District Court of Brazos County, Texas at the Courthouse of said County in Bryan, Texas. Said Petition was filed on the 9th day of March A.D. 2015, in the case, numbered 15-000605-CV-85 on the docket of said court, and styled,

Beatriz Garcia, Individually and a/m/f of Sasha Garcia and Joseph Garcia, Minors, and Antonio Jimenez
 Plaintiffs

VS.

St. Joseph's Regional Health Center, Daniel D. Dawson and Roland R. Garza Defendants

The nature of Plaintiff's demand is fully shown by a true and correct copy of the Plaintiff's Original Petition accompanying this citation and made a part thereof.

The officer executing the writ shall promptly serve the same according to requirements of the law, and the mandates thereof, and make due return as the law directs.

Issued and given under my hand and sealed of said Court at office, this the 27th day of March, 2015

Marc Hamlin

Clerk of Brazos County, Texas

By Krista Smith Deputy

OFFICER'S RETURN

Came to hand on the _____ day of _____, 20____ at _____ o'clock _____ M.
 Executed at _____ within the County of _____ at _____ o'clock _____ M. on the
 _____ day of _____, 20____ by delivering to the within
 named _____

each, in person, a true copy of this citation together with the accompanying copy of the petition, having first attached such copy of such petition to such copy of citation and endorsed on such copy of citation the date of delivery.

Total fee for serving this citation _____

Sheriff Account

To certify which witness my hand officially.

No. _____

For Clerk's Use

Taxed _____

Returned Record _____

Sheriff of _____ County, Texas

By _____ Deputy

ATTN

CAUSE NO. 15-000605-CV-85

BEATRIZ GARCIA, ET AL.

VS.

ST. JOSEPH'S REGIONAL
HEALTH CENTER, ET AL.

IN THE 85TH JUDICIAL DISTRICT COURT OF BRAZOS COUNTY,
TEXAS

AFFIDAVIT OF SERVICE

BEFORE ME, the undersigned authority, Gregory W. Thompson (SERVER), personally appeared on this day and stated under oath as follows:

1. My name is Gregory W. Thompson (SERVER). I am over the age of eighteen (18), I am not a party to this case, and have no interest in its outcome. I am in all ways competent to make this affidavit and this affidavit is based on personal knowledge. The facts stated herein are true and correct. My business address is:

1109 Todd Trail, College Station, TX 77845
(SERVER'S ADDRESS)

2. ON 4-27-15 (DATE) AT 10:22 (A) M (TIME)

CITATION, PLAINTIFF'S ORIGINAL PETITION came to hand for delivery to ROLAND R. GARZA.

3. ON 4-29-15 (DATE) AT 10:25 (A) M (TIME) - The above named documents were delivered to: ROLAND R. GARZA at:

1602 Rock Prairie Rd, College Station, TX 77845
(ADDRESS), by PERSONAL Service

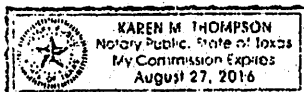
SIGNATURE

SCH# 9361 EXPIRATION: 01-31-18

Gregory W. Thompson

AFFIANT PRINTED NAME

SWORN TO AND SUBSCRIBED before me by Gregory W. Thompson appeared on the 28th day of April, 2015 to attest witness my hand and seal of office.



Karen M. Thompson
NOTARY PUBLIC IN AND
FOR THE STATE OF TEXAS

2015.04.66176

Filed 4/30/2015 2:35:19 PM
 Marc Hamlin, District Clerk
 Brazos County, Texas
 Kresta Smith
 Page 1 of 2

04. 65133
 CLERK OF THE COURT
 Marc Hamlin
 300 East 26th Street, Suite 1200
 Bryan, TX 77803

ATTORNEY FOR PLAINTIFF
 STAPLES, WILLIAM SHAWN
 7026 OLD KATY ROAD, STE. 259
 HOUSTON, TX 77024

THE STATE OF TEXAS

CITATION

NOTICE TO THE DEFENDANT: "You have been sued. You may employ an attorney. If you or your attorney do not file a written answer with the clerk who issued this citation by 10:00 a.m. on the Monday next following the expiration of twenty days after you were served this citation and petition, a default judgment may be taken against you."

TO Daniel D. Dawson who may be served at 7900 E. 29th St., Bryan, Texas 77802 Defendant,
 Greeting:

You are hereby commanded to appear by filing a written answer to the Plaintiff's Original Petition at or before ten o'clock A.M. of the Monday next after the expiration of twenty days after the date of service of this citation before the Honorable 85th District Court of Brazos County, Texas at the Courthouse of said County in Bryan, Texas. Said Petition was filed on the 9th day of March A.D. 2015, in the case, numbered 15-000605-CV-85 on the docket of said court, and styled,

Beatriz Garcia, Individually and a/p/t of Sasha Garcia and Joseph Garcia, Minors, and Antonio Jimenez
 Plaintiffs
 VS.
St. Joseph's Regional Health Center, Daniel D. Dawson and Roland R. Garza Defendants

The nature of Plaintiff's demand is fully shown by a true and correct copy of the Plaintiff's Original Petition accompanying this citation and made a part thereof.
 The officer executing the writ shall promptly serve the same according to requirements of the law, and the mandates thereof, and make due return as the law directs.
 Issued and given under my hand and sealed of said Court at office, this the 27th day of March, 2015

Marc Hamlin
 Clerk of Brazos County, Texas
 By [Signature] Deputy

Came to hand on the _____ day of _____, 20____ at _____ o'clock _____ M.
 Executed at _____, within the County of _____, by _____ at _____ o'clock _____ M. on the
 named _____ day of _____, 20____ by delivering to the within _____

each, in person, a true copy of this citation together with the accompanying copy of the petition, having first attached such copy of such petition to such copy of citation and endorsed on such copy of citation the date of delivery.

Total fee for serving this citation _____

To certify which witness my hand officially.

Sheriff Account

For Clerk's Use

No. _____

Taxed _____
 Returned Record _____

Sheriff of _____ County, Texas
 By _____ Deputy

AT

CAUSE NO. 15-000605-CV-85

BEATRIZ GARCIA, ET AL.

VS.

ST. JOSEPH'S REGIONAL
HEALTH CENTER, ET AL.

IN THE 85TH JUDICIAL DISTRICT COURT OF BRAZOS COUNTY,
TEXAS

AFFIDAVIT OF SERVICE

BEFORE ME, the undersigned authority, Gregory W. Thompson (SERVER), personally appeared on this day and stated under oath as follows:

1. My name is Gregory W. Thompson (SERVER). I am over the age of eighteen (18), I am not a party to this case, and have no interest in its outcome. I am in all ways competent to make this affidavit and this affidavit is based on personal knowledge. The facts stated herein are true and correct. My business address is:

1109 Todd TRAIL, College Station, TX 77845
(SERVER'S ADDRESS)

2. ON 4-27-15 (DATE) AT 10:22 (A) M (TIME)
CITATION, PLAINTIFF'S ORIGINAL PETITION came to hand for delivery to DANIEL S. DAWSON.

3. ON 4-29-15 (DATE) AT 11:30 (A) M (TIME) - The above named documents were delivered to: DANIEL S. DAWSON at:

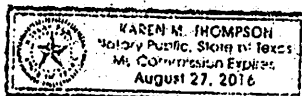
2900 E. 29th ST. BRYAN, TX 77802
(ADDRESS), by PERSONAL Service

SIGNATURE

SCH# 9361 EXPIRATION: 01-31-17

Gregory W. Thompson
AFFIANT PRINTED NAME

SWORN TO AND SUBSCRIBED before me by Gregory W. Thompson appeared on this 28th day of April, 2015 to attest witness my hand and seal of office.

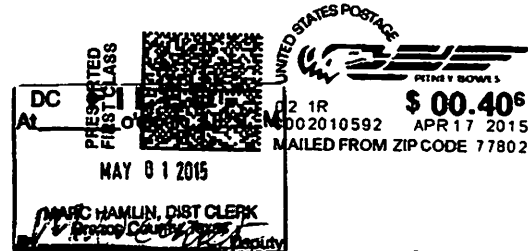


Karen M. Thompson
NOTARY PUBLIC IN AND
FOR THE STATE OF TEXAS

2015.04.05133


Marc Hamlin
District Clerk
Brazos County
300 E. 26th St., Suite 1200
Bryan, Texas 77803
Official Business
RETURN SERVICE REQUESTED

WTF



STAPLES, W. SHAWN
HOUSTON TEXAS 77056
7026 OLI

NO LONGER LIVES HERE
RETURN TO SENDER

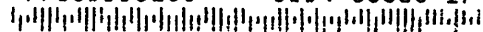
NIXIE 773 DE 1009 0004/23/13

RETURN TO SENDER
ATTEMPTED - NOT KNOWN
UNABLE TO FORWARD

BC: 77803536100 *0234-00080-17-44

1

77056370561



15-00005-cv-85



Marc Hamlin

District Clerk

Brazos County

300 E. 26th St., Suite 1200

Bryan, Texas 77803

Official Business

RETURN SERVICE REQUESTED

1



MAY 01 2015

DC HAMLIN, DIST CLERK

HOUSTON TEXAS 77056

NO LONGER LIVES HERE

RETURN TO SENDER

STAPLES, W. SHAWN

HOUSTON TEXAS 77056

7026 OLI

NIXIE

773 DE 1009

0004/23/15

RETURN TO SENDER
ATTEMPTED - NOT KNOWN
UNABLE TO FORWARD

BC: 77803536100 *0234-00080-17-44

77803536100

1

Filed 5/15/2015 12:37:58 PM
 Marc Hamlin, District Clerk
 Brazos County, Texas
 Evelyn Webster

05 68793

CLERK OF THE COURT
 Marc Hamlin
 300 East 26th Street, Suite 1200
 Bryan, TX 77803

ATTORNEY FOR PLAINTIFF
 STAPLES, W. SHAWN
 7026 OLD KATY ROAD STE 256
 HOUSTON, TEXAS 77056

THE STATE OF TEXAS

CITATION

NOTICE TO THE DEFENDANT: "You have been sued. You may employ an attorney. If you or your attorney do not file a written answer with the clerk who issued this citation by 10:00 a.m. on the Monday next following the expiration of twenty days after you were served this citation and petition, a default judgment may be taken against you."

TO St. Joseph's Regional Health Center who may be served through CT Corporation System at 1999 Bryant St., Ste 900, Dallas, Texas 75201 Defendant,

Greeting:

You are hereby commanded to appear by filing a written answer to the Plaintiff's Original Petition at or before ten o'clock A.M. of the Monday next after the expiration of twenty days after the date of service of this citation before the Honorable 85th District Court of Brazos County, Texas at the Courthouse of said County in Bryan, Texas. Said Petition was filed on the 9th day of March A.D. 2015, in the case, numbered 15-000605-CV-85 on the docket of said court, and styled,

Beatriz Garcia, Individually and a/n/f of Sasha Garcia and Joseph Garcia Minors, and Antonio Jimenez Plaintiff

VS.

St. Joseph's Regional Health Center, Daniel D. Dawson and Roland R. Garza Defendants

The nature of Plaintiff's demand is fully shown by a true and correct copy of Plaintiff's Original Petition accompanying this citation and made a part thereof.

The officer executing the writ shall promptly serve the same according to requirements of the law, and the mandates thereof, and make due return as the law directs.

Issued and given under my hand and sealed of said Court at office, this the 14th day of April, 2015

Marc Hamlin
 Clerk of Brazos County, Texas

By Kayla Johnson Deputy

OFFICER'S RETURN

Came to hand on the _____ day of _____, 20____, at _____ o'clock _____ M.
 Executed at _____ within the County of _____ at _____ o'clock
 _____ M. on the _____ day of _____, 20____, by delivering to the within
 named _____

each, in person, a true copy of this citation together with the accompanying copy of the petition, having first attached such copy of such petition to such copy of citation and endorsed on such copy of citation the date of delivery.

Total fee for serving this citation _____

Sheriff Account

To certify which witness my hand officially.

No. _____

For Clerk's Use

Taxed _____

Returned Record _____

Sheriff of _____ County, Texas
 By _____ Deputy

AEI
 ATTA

CAUSE NO. 15-000605-CV-85

BEATRIZ GARCIA, ET AL.
VS.

IN THE 85TH JUDICIAL DISTRICT COURT OF BRAZOS COUNTY,
TEXAS

ST. JOSEPH'S REGIONAL
HEALTH CENTER, ET AL.

AFFIDAVIT OF SERVICE

BEFORE ME, the undersigned authority, Guy C. Connelly (SERVER), personally appeared on this day and stated under oath as follows:

1. My name is Guy C. Connelly (SERVER). I am over the age of eighteen (18), I am not a party to this case, and have no interest in its outcome. I am in all ways competent to make this affidavit and this affidavit is based on personal knowledge. The facts stated herein are true and correct. My business address is:

2701 W. 15th, Plano, TX 75075

(SERVER'S ADDRESS)

2. ON 5/14/15 (DATE) AT 2:30 (P) M (TIME)
CITATION, PLAINTIFF'S ORIGINAL PETITION came to hand for delivery to ST. JOSEPH REGIONAL HEALTH CENTER, BY CT CORPORATION SYSTEM.

3. ON 5/14/15 (DATE) AT 2:45 (P) M (TIME) - The above named documents were delivered to: ST. JOSEPH REGIONAL HEALTH CENTER, BY CT CORPORATION SYSTEM by delivering to

Beatriz Canazas P.S.
(NAME AND TITLE), authorized agent for service @
1989 Bryan Suite 900, Dallas TX 75201
(ADDRESS), by CORPORATE Service

SIGNATURE
SCH# 2201 EXPIRATION: 9/30/15

Guy C. Connelly

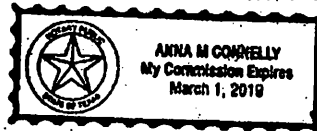
AFFIANT PRINTED NAME

Guy C. Connelly

SWORN TO AND SUBSCRIBED before me by Guy C. Connelly appeared on this 14 day of May 2015 to attest witness my hand and seal of office.

Anna M. Connelly
NOTARY PUBLIC IN AND
FOR THE STATE OF TEXAS

2015-05-09348



CIVIL DOCKET - CAUSE NO. 15-000605-CV-85	
STYLE: BEATRIZ GARCIA INDIVIDUALLY AND A/N/F OF SASHA GARCIA AND JOSEPH GARCIA, MINORS, AND ANTONIO JIMENEZ vs. ST. JOSEPH'S REGIONAL HEALTH CENTER, DANIEL D. DAWSON AND ROLAND R. GARZA	
KIND OF ACTION	DATE OF FILING

JOSEPH'S REGIONAL HEALTH CENTER, DANIEL D. DAWSON AND ROLAND R. GARZA		DATE OF FILING
NAMES OF PARTIES	ATTORNEYS	KIND OF ACTION
BEATRIZ GARCIA INDIVIDUALLY AND A/N/F OF SASHA GARCIA AND JOSEPH GARCIA, MINORS, AND ANTONIO JIMENEZ	STANLEY, MICHAEL J.	Civil Non-Family
vs.		
ST. JOSEPH'S REGIONAL HEALTH CENTER, DANIEL D. DAWSON AND ROLAND R. GARZA		

[illegible]

2. **Defendant, St. Joseph's Regional Health Center, by:**

Robert L. Hargett
Texas Bar No. 08996550
rhargett@rcmhlaw.com
Janice Byington
Texas Bar No. 24006938
jbyington@rcmhlaw.com
Reed, Claymore, Meeker & Hargett, PLLC
5608 Parkcrest Dr., Ste. 200
Austin, TX 78731
(512) 660-5960 – Telephone
(512) 660-5979 – Facsimile

3. **Defendant, Daniel D. Dawson, M.D., by:**

James R. Boston, Jr.
Texas Bar No. 02681200
JBoston@bostonhughes.com
Gary Sommer
Texas Bar No. 24010415
GSommer@bostonhughes.com
Boston & Hughes, P.C.
8584 Katy Freeway, Ste. 310
Houston, TX 77024
(713) 961-1122 – Telephone
(713) 965-0883 – Facsimile

4. **Defendant, Roland R. Garza, by:**

Fred T. Hinrichs
Assistant U.S. Attorney
Texas Bar No. 24003580
1000 Louisiana, Ste. 2300
Houston, Texas 77002
(713) 567-9529 – Telephone
(713) 718-3303 – Facsimile
Fred.Hinrichs@usdoj.gov

Respectfully submitted,

KENNETH MAGIDSON
United States Attorney

/s/ Fred T. Hinrichs

FRED T. HINRICHS
Assistant United States Attorney
Attorney in Charge
Texas Bar No. 24003580
1000 Louisiana, Ste. 2300
Houston, Texas 77002
Tel: 713- 567-9529
Fax: 713-718-3303
Fred.Hinrichs@usdoj.gov
Attorney for Roland R. Garza

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing pleading was electronically served through the court's electronic filing system, or by U.S. Mail postage prepaid, on this 3rd day of June 2015, to the following counsel of record:

Michael J. Stanley
W. Shawn Staples
Stanley, Frank & Rose, LLP
7026 Old Katy Road, Ste. 259
Houston, Texas 77056

Robert L. Hargett
Janice Byington
Reed, Claymore, Meeker & Hargett, PLLC
5608 Parkcrest Dr., Ste. 200
Austin, TX 78731

James R. Boston, Jr.
Gary Sommer
Boston & Hughes, P.C.
8584 Katy Freeway, Ste. 310
Houston, TX 77024

/s/ Fred T. Hinrichs

Assistant U.S. Attorney